

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Jiliang TANG et al.

Application No.: 10/581,099

Filed: (Int'l) December 1, 2004

For: A GENE ENCODING  
PHOSPHOENOLPYRUVATE SYNTHASE  
FOR PLANT PROTECTION (AS AMENDED)

Confirmation No.: 5385

Art Unit: 1638

Examiner: M. Ibrahim

**AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**INTRODUCTORY COMMENTS**

This is in response to the non-final Office Action dated March 13, 2008, for which a response was due on June 13, 2008. Accordingly, this response is timely filed. Reconsideration and allowance of the pending claims, as amended, in light of the remarks presented herein are respectfully requested.

**Amendments to the Specification** begin on page 2 of this paper.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 3 of this paper.

**Remarks/Arguments** begin on page 5 of this paper.